

Amendment No. 1 to SB1407

Bell
Signature of Sponsor

AMEND Senate Bill No. 1407

House Bill No. 658*

by deleting subsection (b) in SECTION 1 and substituting instead the following:

(b)

(1) Upon authorization by the community oversight board, an independent investigator employed by the community oversight board, chief of police, or head of the internal affairs division of the law enforcement agency within the jurisdiction for which the community oversight board is established, may file a petition for the issuance of a subpoena for production of documents or to compel witness testimony under oath solely before the investigator, chief of police, or head of the internal affairs division, who shall be authorized to administer all necessary oaths. The petition must be filed with the chancery or circuit court of the judicial district in which the community oversight board is established. The court may issue the subpoena, ordering the witness to appear and testify before the investigator, under oath, or ordering a custodian of records to produce such records to the investigator, at a time and place specified by the court.

(2) Service of the subpoena may be made by any person authorized to serve process in this state by delivering a copy of the subpoena to such witness or the custodian of documents.